

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

VALERY WILLIAMS,  
*Plaintiff*

v.

PHILADELPHIA WATER  
DEPARTMENT,  
*Defendant*

CIVIL ACTION

No. 23-1728

**ORDER**

AND NOW, this 7<sup>th</sup> day of August, 2023, upon consideration of Defendant City of Philadelphia's Motion to Dismiss (Doc. No. 6) and Plaintiff Valery Williams's Responses (Doc. Nos. 7, 8), it is hereby **ORDERED** as follows:

1. The City of Philadelphia's Motion to Dismiss (Doc. No. 6) is **GRANTED WITHOUT PREJUDICE** for the reasons set forth in the accompanying memorandum.
2. If Ms. Williams seeks leave to amend her complaint, she must **FILE** a motion seeking leave to file an amended complaint within **60 days** of this Order; after 60 days, this case will be dismissed for failure to prosecute.<sup>1</sup>

BY THE COURT:

  
GENE E.K. PRATTER  
UNITED STATES DISTRICT JUDGE

<sup>1</sup> "[T]o request leave to amend a complaint, the plaintiff must submit a draft amended complaint to the court so that it can determine whether amendment would be futile." *Fletcher-Harlee Corp. v. Pote Concrete Contractors, Inc.*, 482 F.3d 247, 252 (3d Cir. 2007).